

OFFICIAL COPY

Fresno, California

July 27, 1999

The City Council met in regular session at the hour of 8:12 a.m. in the Council Chamber, City Hall, on the day above written.

Present:	Tom Boyajian	Councilmember
	Garry Bredefeld	Councilmember
	Chris Mathys	Acting President
	Henry Perea	Councilmember
	Sal Quintero	Councilmember
	Dan Ronquillo	Councilmember (arrived later)
	Ken Steitz	Council President

Jeff Reid, City Manager
Hilda Cantu Montoy, City Attorney
Becky Klisch, City Clerk
Yolanda Salazar, Assistant City Clerk

Pastor Franklin, Cornerstone Church, gave the invocation.

Fresno Bee reporter Bill McEwen led the Pledge of Allegiance to the Flag.

RESOLUTION OF COMMENDATION TO DANNY JOHANSEN

PRESENTATION OF P.R.I.D.E. TEAM FOR THE SUMMER QUARTER

PROCLAMATION OF "THE COMMISSION ON THE STATUS OF WOMEN DAY" - COUNCILMEMBER BOYAJIAN

RESOLUTION OF COMMENDATION TO THE HMONG YOUTH FOUNDATION, INC. - ACTING PRESIDENT MATHYS

The above proclamations and resolutions were read and presented. Council recessed 8:32 a.m. to attend a reception to honor the PRIDE team and reconvened in regular session at 8:51a.m.

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APPROVE MINUTES OF JULY 19 AND 20, 1999:

On motion of Councilmember Bredefeld, seconded by President Steitz, duly carried, RESOLVED, the minutes of July 19 and 20, 1999, approved as submitted.

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APPROVE AGENDA:

(5I) DISCUSSION AND ACTION REGARDING APPROPRIATIONS IN THE PARKS DEPARTMENT BUDGET OR IN ANY OTHER BUDGET LINE ITEM FOR LANDSCAPE MAINTENANCE SERVICES - COUNCILMEMBER PEREA

At the request of Councilmember Perea, the issue set for 4:30 p.m. this date.

(5A) PROPOSED APPOINTMENT OF TWO COUNCILMEMBERS TO THE INFILL REVITALIZATION COMMITTEE - PRESIDENT STEITZ

At the direction of President Steitz, the issue scheduled to follow the 3:00 p.m. item this date.

On motion of Councilmember Perea, seconded by Councilmember Bredefeld, duly carried, RESOLVED, the **AGENDA** hereby approved, by the following vote:

Ayes	:	Boyajian, Bredefeld, Mathys, Perea, Quintero, Steitz
Noes	:	None
Absent	:	Ronquillo

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ADOPT CONSENT CALENDAR:

(1A-2) APPROVE AN AMENDMENT TO THE AGREEMENT WITH VOLUME SERVICES TO ADDRESS LANGUAGE IN CONFLICT WITH THE CITY'S PENDING AGREEMENT WITH PEPSI COLA FOR MARKETING SUPPORT OF \$625,000 FOR FOUNTAIN BEVERAGE AND ADVERTISING RIGHTS FOR THE FRESNO CONVENTION CENTER, AND AUTHORIZE THE CITY MANAGER TO EXECUTE THE AMENDMENT ON BEHALF OF THE CITY

(1A-3) *RESOLUTION NO. 99-217 - 5TH AMENDMENT TO AAR 99-181 APPROPRIATING \$91,500 FROM CONVENTION CENTER RETAINED EARNINGS TO FUND THE PURCHASE OF FURNITURE, FIXTURES AND EQUIPMENT FOR THE NEW CONVENTION CENTER EXHIBIT HALL

(1A-4) *RESOLUTION NO. 99-218 - AUTHORIZING PAYMENT OF SALARY DIFFERENCE BENEFIT TO CITY EMPLOYEES TO HAVE BEEN ACTIVATED AS A RESULT OF THE YUGOSLAV CONFLICT, AND APPROVE THE AGREEMENT BETWEEN THE CITY OF FRESNO AND ALL CITY RECOGNIZED BARGAINING UNITS REFLECTING CONCURRENCE WITH PAYMENT OF SALARY DIFFERENCE BENEFITS

(1A-5) RESOLUTION NO. 99-219 - APPROVING THE APPLICATIONS FOR GRANT FUNDS FROM VARIOUS SPECIAL APPROPRIATIONS FOR IMPROVEMENTS AT MOSQUEDA COMMUNITY PARK, CAROZZA NEIGHBORHOOD PARK, AND SUNNYSIDE NEIGHBORHOOD PARK

a. *RESOLUTION NO. 99-220 - 7TH AMENDMENT AAR 99-181 APPROPRIATING \$570,000 FOR IMPROVEMENTS TO THE MOSQUEDA COMMUNITY PARK, AND CAROZZA AND SUNNYSIDE NEIGHBORHOOD PARKS

b. AUTHORIZE THE DIRECTOR OF PARKS, RECREATION AND COMMUNITY SERVICES, OR HIS DESIGNEES, TO CONDUCT NEGOTIATIONS, EXECUTE AND SUBMIT DOCUMENTS, INCLUDING BUT NOT LIMITED TO APPLICATIONS, AGREEMENTS, AMENDMENTS, PAYMENT REQUESTS AND SO ON, WHICH MAY BE NECESSARY FOR THE COMPLETION OF THE PROJECTS

(1A-6) RESOLUTION NO. 99-221 - AUTHORIZING AND DIRECTING THE PUBLIC WORKS DIRECTOR TO SIGN A DEED OF EASEMENT IN FAVOR OF PG&E TO PROVIDE ELECTRICAL SERVICE TO THE WATER TOWER

(1A-7) ACCEPT REPORT ON THE CONVERSION OF “P” STREET TO TWO-WAY TRAFFIC

(1A-8) *RESOLUTION NO. 99-222 - APPROVING THE SUMMARY VACATION OF A PORTION OF FORKNER AVENUE SOUTH OF THE PALO ALTO AVENUE ALIGNMENT

(1A-9) RESOLUTION NO. 99-223 - SUPPORTING THE BIG FRESNO FAIR CROSS-CITY RACE

(1A-10) RESOLUTION NO. 99-226 - AUTHORIZING THE CITY MANAGER TO ENTER INTO AND EXECUTE CERTAIN GRANT AGREEMENTS ON BEHALF OF THE CITY OF FRESNO
(RECONSIDERED LATER IN MEETING)**

(1A-11) PROPOSED APPOINTMENT OF MAX FUTRELL, ED.D. TO THE CIVIL SERVICES BOARD - MAYOR PATTERSON (FOR INTRODUCTION)

On motion of Councilmember Perea, seconded by Councilmember Bredefeld, duly carries, RESOLVED, the above entitled **CONSENT CALENDAR** hereby adopted, by the following vote:

Ayes	:	Boyajian, Bredefeld, Mathys, Perea, Quintero, Steitz
Noes	:	None
Absent	:	Ronquillo

Councilmember Ronquillo arrived at 8:56 a.m.

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(3A) *BILL NO. B-50 - ORDINANCE NO. 99-50 - REPEALING THE 1979 VERSION OF ARTICLE 4 OF CHAPTER 13, AND ADDING ARTICLE 4, CHAPTER 13 TO THE FRESNO MUNICIPAL CODE RELATING TO HISTORIC PRESERVATION

On motion of Councilmember Bredefeld, seconded by Councilmember Quintero, duly carried, RESOLVED, the above entitled Bill No. B-50 adopted as Ordinance No. 99-50, by the following vote:

Ayes	:	Boyajian, Bredefeld, Mathys, Perea, Quintero, Ronquillo, Steitz
Noes	:	None
Absent	:	None

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(3B) AMENDING THE UNIFORM FIRE CODE

1. *BILL NO. B-51 - ORDINANCE NO. 99-51 - REPEALING AND RE-ENACTING ARTICLE 7 OF CHAPTER 9, SECTION 9-70103.1.4 AND 9-71003.2 OF THE FRESNO MUNICIPAL CODE RELATING TO FIRE PREVENTION

On motion of Councilmember Bredefeld, seconded by Councilmember Quintero, duly carried, RESOLVED, the above entitled Bill No. B-51 adopted as Ordinance No. 99-51, by the following vote:

Ayes	:	Boyajian, Bredefeld, Mathys, Perea, Quintero, Ronquillo, Steitz
Noes	:	None
Absent	:	None

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(3C) RESOLUTION NO. 99-224 - ADDING PPG INDUSTRIES, INC., IN THE PROXIMITY OF S. PEACH AND E. NORTH AVENUES, TO THE FRESNO ENTERPRISE ZONE

On motion of Councilmember Quintero, seconded by Councilmember Bredefeld, duly carried, RESOLVED, the above entitled Resolution No. 99-224 hereby adopted, subject to final approval of the California Trade and Commerce Agency, by the following vote:

Ayes	:	Boyajian, Bredefeld, Mathys, Perea, Quintero, Ronquillo, Steitz
Noes	:	None
Absent	:	None

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REQUEST TO RECONSIDER ADOPTION OF THE CONSENT CALENDAR - COUNCILMEMBER RONQUILLO

On motion of Councilmember Bredefeld, seconded by Councilmember Ronquillo, duly carried, RESOLVED, reconsideration of the Consent Calendar hereby approved, by the following vote:

Ayes	:	Boyajian, Bredefeld, Mathys, Perea, Quintero, Ronquillo, Steitz
Noes	:	None
Absent	:	None

Councilmember Ronquillo pulled **Item 1A-10** for discussion at 2:00 p.m..

On motion of Councilmember Bredefeld, seconded by Councilmember Perea, duly carried, RESOLVED, the balance of the **CONSENT CALENDAR** hereby adopted, by the following vote:

Ayes	:	Boyajian, Bredefeld, Mathys, Perea, Quintero, Ronquillo, Steitz
Noes	:	None
Absent	:	None

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PRESENTATION OF STUDENT OF THE QUARTER AWARDS - COUNCILMEMBER PEREA

Presented.

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The City Council recessed at 9:05 a.m. to later in the meeting.

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(9:00 A.M.) REGULAR MEETING OF THE REDEVELOPMENT AGENCY

The Redevelopment Agency convened in regular session at 9:06 a.m., and later in joint session.

APPROVE AGENCY MINUTES OF JULY 20, 1999

On motion of Member Perea, seconded by Member Quintero, duly carried, RESOLVED, the Agency minutes of July 20, 1999, approved as submitted.

(“A”) UPDATE ON THE PROPOSED CHAMLIAN PROJECT AND CONSIDER REQUEST FOR A ONE-YEAR EXTENSION OF EXCLUSIVE RIGHTS TO VAHAN CHAMLIAN TO ENTER INTO NEGOTIATIONS WITH THE AGENCY FOR A DISPOSITION AND DEVELOPMENT AGREEMENT AND OWNER PARTICIPATION AGREEMENT REGARDING THE PROJECT SITE BOUND BY VENTURA STREET, “P” STREET, FREEWAY 41, AND “O” STREET (AGENCY ACTION)

Barbara Hunt, 944 “F” Street, spoke to the issue and in opposition to redevelopment.

Member Mathys expressed concern with granting an exclusive for another year, questioned if it would be prudent to place the property on the open market, and made a motion to grant a six (6) month extension, which was seconded and later acted upon.

Director Fitzpatrick responded to questions of Chair Ronquillo relative to the reason for the one-year extension request, **(2 - 0)** with Chair Ronquillo stating his support for Agency staff’s recommendation emphasizing no one had come forth or expressed interest in the site.

Lengthy discussion ensued with Mr. Fitzpatrick, City Attorney Montoy and Redevelopment Administrator Murphey responding to questions relative to being “locked in” with the exclusive, other interest in the area, Mr. Chamlian negotiating the purchase of other parcels, when the first exclusive was granted, expenditures of Mr. Chamlian to date, progress made since the first extension, timeline on development process without an exclusive, size and value of site, number of jobs anticipated with the proposed development, anticipated groundbreaking, and Mr. Chamlian’s commitment. Member Quintero stated his support for the one year extension and Member Steitz stated his opposition to any extension stressing he had not heard one reason to support an exclusive and added the developer was benefitting – not the City.

A motion of Member Mathys, seconded by Member Steitz, to approve the extension of an exclusive right for a period of six (6) months to the developer, Mr. Vahan Chamlian failed, by the following vote:

Ayes	:	Bredefeld, Mathys, Perea
Noes	:	Boyajian, Quintero, Ronquillo, Steitz
Absent	:	None

On motion of Chair Ronquillo, seconded by Member Perea, duly carried, RESOLVED, the extension of an exclusive right, for a period of one year to August 1, 2000, to the developer, Mr. Vahan Chamlian hereby approved, by the following vote:

Ayes	:	Boyajian, Perea, Quintero, Ronquillo
Noes	:	Bredefeld, Mathys, Steitz
Absent	:	None

(“B”) APPROVE AN AGREEMENT WITH TRI CITY ENGINEERING TO PROVIDE CONSTRUCTION MANAGEMENT SERVICES DURING THE CONSTRUCTION OF ON AND OFF SITE IMPROVEMENTS FOR THE KEARNEY PALMS SHOPPING CENTER PROJECT, WITHIN THE SOUTHWEST FRESNO GNRA PROJECT AREA (AGENCY ACTION)

A motion and second to adopt staff’s recommendation was acted upon after brief discussion.

Barbara Hunt, 944 “F” Street, spoke to the issue and in opposition to redevelopment.

Redevelopment Administrator Murphey and Director Fitzpatrick responded to questions of Member Mathys relative to the need to hire separate supervision. Member Steitz briefly left the meeting at 9:43 a.m.

On motion of Member Quintero, seconded by Chair Ronquillo, duly carried, RESOLVED, the agreement with Tri City Engineering for construction management services hereby approved; and the Executive Director authorized to sign the agreement on behalf of the Agency, by the following vote:

Ayes	:	Boyajian, Bredefeld, Mathys, Perea, Quintero, Ronquillo
Noes	:	None
Absent	:	Steitz

(“C”) CONSIDER OWNER PARTICIPATION AGREEMENT (OPA) REQUEST FROM FOUNDRY PARK INVESTORS, L.P., AND DIRECT STAFF TO PROCEED WITH THE NEGOTIATION OF AN OPA BETWEEN THE AGENCY AND FOUNDRY PARK INVESTORS, L.P., THE OLD VALLEY FOUNDRY AND MACHINE WORKS SITE AT 2150 S. EAST AVENUE AND ADJACENT PROPERTIES ON THE NORTH TO CHURCH AVENUE (AGENCY ACTION)

Redevelopment Administrator Murphey briefly reviewed the staff report as submitted and advised principals of Foundry Park Investors were in attendance to answer any questions.

Dirk Poeschel, 2310 Tulare Street, on behalf of Foundry Park, clarified this would be a self-imposed assessment and not a tax, and spoke in support of the issue emphasizing this was a great opportunity to create up to 1,000 jobs and advised his clients had already invested \$8 million in the property.

Chair Ronquillo commended the investors for investing in an older structure and expressed his support stating this was a great project. Director Fitzpatrick and Ms. Murphey responded to questions of Member Bredefeld relative to responsibility for payment of bonds and default, and timeline for anticipated jobs and payroll. Members Mathys and Boyajian commended Foundry Park Investors for their vision, courage and investment. Mr. Bernard, Foundry Park, advised 200+ people were currently employed with another 300 anticipated shortly.

On motion of Chair Ronquillo, seconded by Vice Chair Perea, duly carried, RESOLVED, the Executive Director directed to negotiate an Owner Participation Agreement (OPA) between Foundry Park Investors, L.P. and the Redevelopment Agency to facilitate the use of tax increment generated from the Foundry Park Project to fund the debt service of bonds proposed to be issued through the formation of a Mello-Roos Community Facilities District by the City of Fresno, with the commitment of that tax increment not to exceed, in any given year, 75% of the net adjusted tax increment (tax increment minus statutory pass-through and housing set-aside) generated from the Foundry Park Project, by the following vote:

Ayes	:	Boyajian, Bredefeld, Mathys, Perea, Quintero, Ronquillo
Noes	:	None
Absent	:	Steitz

(9:00 A.M.) JOINT MEETING WITH THE REDEVELOPMENT AGENCY

President Steitz returned to the meeting at 9:52 a.m.

(“D”) CONSIDER APPROVAL OF ACTION REGARDING THE UNITED STATES ECONOMIC DEVELOPMENT ADMINISTRATION (EDA) PUBLIC IMPROVEMENT GRANT FOR THE ROEDING BUSINESS PARK REDEVELOPMENT PROJECT AREA

1. *JOINT COUNCIL RESOLUTION NO. 99-225 AND AGENCY RESOLUTION NO. 1554 - APPROVING AN AGREEMENT BETWEEN THE CITY AND THE AGENCY FOR ADMINISTRATION OF THE EDA GRANT AND THE PROMISSORY NOTE TERMS FOR THE LOCAL MATCH MONIES LOANED BY THE CITY TO THE AGENCY IN THE FORM AND ON THE TERMS PROPOSED BY AGENCY AND CITY STAFF; AND MAKING CERTAIN FINDINGS PURSUANT TO HEALTH AND SAFETY CODE SECTION 33445

2. AUTHORIZE THE AGENCY EXECUTIVE DIRECTOR AND CITY MANAGER, OR THEIR DESIGNEES, TO EXECUTE AND ADMINISTER THE AGREEMENT

Redevelopment Administrator Murphey briefly reviewed the staff report as submitted, and a motion and second was made to approve Agency staff’s recommendation.

City Manager Reid advised issues in dispute were: (1) language in the draft promissory note (regarding the Agency’s obligation to pay any payment), (2) annual administration costs, and (3) percentage of tax increment pledged back to the project, and explained. **(3 - 0)** Director Fitzpatrick thanked City staff and legal counsel for their work over the past months, and responded to the issues in dispute and advised of Agency’s staff’s position.

Barbara Hunt, 944 “F” Street, spoke to the issue and in opposition to redevelopment.

Chair Ronquillo expressed his disappointment staff did not focus on funding for the Roeding Business Park area, and commented on grant funding and why this issue evolved to a loan. Mr. Reid stated the City administration had done things to make the project successful, commented on grants and current development needs, and emphasized at issue was everyone maintaining their promise and commitment to repay the loan. Chair Ronquillo urged all to stay focused emphasizing this was about creating infrastructure to encourage and entice development and enterprise with the result being needed jobs.

Mr. Reid responded to questions of Acting President Mathys relative to the promissory note, responsibility to pay for infrastructure improvements if payment from the note is not sufficient, guarantees, and reason for the City's recommendation to amend administration costs and lower tax increment to 50%. Acting President Mathys offered amendments to the motion to provide for (1) 50% of the tax increment to repay the obligation, and (2) \$100,000 for annual administration fees. Councilmember Bredefeld questioned the impacts of the motion, with Mr. Fitzpatrick consenting to the 50% unless waived by the Agency on a specific project, and recommended \$125,000 for administration fees, which was accepted by Acting President Mathys and seconded by Councilmember Bredefeld.

Relative to Mr. Reid's request on the promissory note language, Ms. Montoy clarified although it probably was not necessary, it was added as failsafe language and recommended it remain adding EDA officials declared it permissible

Chair Ronquillo briefly commented on encouraging development and the need for 100% of the tax increment, suggested the issues of the set aside tax increment and administration fees be bifurcated, and requested support of Agency staff's recommendation.

A motion of Chair Ronquillo, seconded by Councilmember Perea, to adopt the above entitled Joint Council/Agency Resolution in the form and on the terms proposed by Agency staff, making findings pursuant to Health and Safety Code Section 33445, and authorizing the Executive Director and City Manager to execute and administer the agreement failed, by the following vote:

Ayes	:	Boyajian, Perea, Ronquillo
Noes	:	Bredefeld, Mathys, Quintero, Steitz
Absent	:	None

Acting President Mathys made a motion to adopt the Resolution as amended, with a 50% maximum cap on the pass-through to a specific project, and administration costs of \$125,000. Brief discussion ensued.

A motion of Acting President Mathys, seconded by Councilmember Quintero to close debate failed, by the following vote:

Ayes	:	Mathys, Quintero, Steitz
Noes	:	Boyajian, Bredefeld, Perea, Ronquillo
Absent	:	None

Chair Ronquillo made a motion to bifurcate the issues, which was seconded and acted upon after brief discussion. Councilmember Bredefeld requested clarification on the Agency's position on the motion, with Mr. Fitzpatrick responding.

the issue closed, by the following vote:

Ayes	:	Boyajian, Bredefeld, Mathys, Perea. Quintero, Ronquillo, Steitz
Noes	:	None
Absent	:	None

On motion of Chair Ronquillo, seconded by Councilmember Perea, duly carried, RESOLVED, the issues relative to the pass-through agreement of a 50% cap on a specific project and administration costs to be voted upon separately, by the following vote:

Ayes	:	Boyajian, Bredefeld, Mathys, Perea. Quintero, Ronquillo, Steitz
Noes	:	None
Absent	:	None

On motion of Chair Ronquillo, seconded by Acting President Mathys, duly carried, RESOLVED, the above entitled Joint Council Resolution No. 99-225 and Agency Resolution No.1554 hereby adopted, ***as amended***, in the form and on the terms proposed by Agency staff capping the administration costs at \$125,000; and certain findings made pursuant to Health and Safety Code Section 33445, by the following vote:

Ayes	:	Boyajian, Bredefeld, Mathys, Perea. Quintero, Ronquillo, Steitz
Noes	:	None
Absent	:	None

Chair Ronquillo made a motion to adopt the Resolution as proposed by Agency staff *with no cap on the pass-through*. Ms. Montoy and President Steitz clarified the motion on the floor was for a 50% cap per project.

On motion of Acting President Mathys, seconded by Councilmember Bredefeld, duly carried, RESOLVED, the above entitled Joint Council Resolution No. 99-225 and Agency Resolution No.1554 hereby adopted, ***as amended***, in the form and on the terms proposed by City staff setting a 50% maximum cap on tax increment on a specific project unless waived by the Agency on a case-by-case basis; and certain findings made pursuant to Health and Safety Code Section 33445, by the following vote:

Ayes	:	Bredefeld, Mathys, Quintero, Steitz
Noes	:	Boyajian, Perea, Ronquillo
Absent	:	None

On motion of Acting President Mathys, seconded by President Steitz, duly carried, RESOLVED, the Agency Executive Director and the City Manager, or their designees, authorized to execute and administer the agreement, by the following vote:

Ayes	:	Boyajian, Bredefeld, Mathys, Perea. Quintero, Ronquillo, Steitz
Noes	:	None
Absent	:	None

RECESS - 10:46 A.M. - 10:50 A.M.

(“E”) RECEIVE DIRECTION FROM THE AGENCY RELATIVE TO A REQUEST FOR QUALIFICATIONS/PROPOSALS (RFQ/P) FOR POTENTIAL DEVELOPERS TO MASTER PLAN/DEVELOP 34.17 ACRES FOR A DOWNTOWN LAKE MIXED-USE DEVELOPMENT

Redevelopment Administrator Murphey reviewed the staff report as submitted; read and submitted a statement from the Convention Center Project Area Committee (PAC) relative to their concerns; noted Mr. Chip Pashayan, property owner at 630 H Street, contacted the Agency relative to his concerns; **(4 - 0)** and clarified action being requested this date to issue an RFQ/P would not commit the Agency to any future actions.

Speaking in support of the issue were: Stebbins Dean, Executive Director, Chamber of Commerce; and Larry Willey, 5502 W. Mission #103. Suzanne Pashayan, 4735 N. Maroa, expressed concerns relative to the redevelopment process and impacts to property owners. Jack Emerian, 4686 N. Van Ness, spoke in support; and Barbara Hunt, 944 F Street, spoke in opposition to redevelopment.

Upon call, no one else wished to be heard and President Steitz closed the public testimony portion of the issue.

Director Fitzpatrick briefly addressed Mr. Pashayan's concerns clarifying the lake boundary drawings were conceptual in nature with the actual plan to be drawn at a later date.

Councilmember Bredefeld commented on concerns relative to water; emphasized Council needed to move forward with an RFQ/P to determine if the project was feasible; urged the Agency's support, and made a motion to approve staff's recommendation.

Acting President Mathys spoke in opposition to the motion citing the need to prioritize the use of city funds; stressed a lot of areas in the city were lacking in basic infrastructure; and stated as leaders Council needed to show common sense in prioritizing city funds. Chair Ronquillo briefly commented on the issue emphasizing and clarifying dollars raised in redevelopment areas were required to be spent in those areas, and expressed his support in moving to the next level.

Discussion ensued with Ms. Murphey, Redevelopment Planner Yee, Mr. Fitzpatrick and City Attorney Montoy responding to questions of Councilmember Quintero and President Steitz relative to when concerns would be addressed including those of the Fresno Metropolitan Flood Control District and Fresno Irrigation District, process after proposals are received, PAC's non-involvement in the process, and if a Request for Expressions of Interest (REFI) would have been a more appropriate path to take. President Steitz stated he had concerns with moving forward and felt an RFQ/P was premature.

On motion of Councilmember Bredefeld, seconded by Councilmember Perea, duly carried, **RESOLVED**, the issue reopened for public testimony, by the following vote:

Ayes	:	Boyajian, Bredefeld, Mathys, Perea, Quintero, Ronquillo, Steitz
Noes	:	None
Absent	:	None

Mr. Kelly spoke in support of the issue.

Upon call, no one else wished to be heard and President Steitz closed the public testimony portion of the issue.

Councilmember Bredefeld emphasized people were duly noticed; noted the PAC's concerns were valid and would be addressed; **(5 - 0)** and again urged Council's support to issue the RFQ/P to see who was interested.

Mr. Fitzpatrick and Ms. Montoy responded to additional Council questions relative to contamination of sewer lines, responsibility for the abandonment and replacement of sewer lines, and requirement for an EIR and cost.

On motion of Councilmember Bredefeld, seconded by Councilmember Boyajian, duly carried, RESOLVED, the Agency Executive Director directed to issue a RFQ/P for the solicitation of potential developers to master plan/develop a Downtown Lake Mixed-Use Development on the 34.17 acre potential development area identified in Study of the Downtown Lake Study Area, by the following vote:

Ayes	:	Boyajian, Bredefeld, Perea, Quintero, Ronquillo
Noes	:	Mathys
Absent	:	None
Abstain	:	Steitz

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The joint bodies adjourned and the City Council reconvened in regular session at 11:49 a.m.

Brief discussion ensued on the will of Council to continue into the lunch hour to hear two more items, whereupon the following action was taken.

On motion of Acting President Mathys, seconded by Councilmember Perea, duly carried, RESOLVED, Council to hear the **11:15 A.M.** item followed by the **10:00 A.M.** item prior to recessing for lunch, by the following vote:

Ayes	:	Boyajian, Bredefeld, Mathys, Perea, Quintero, Ronquillo, Steitz
Noes	:	None
Absent	:	None

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(11:15 A.M.) DISCUSSION AND DIRECTION ON FORMATION OF A VOLUNTARY CITIZEN'S TASK FORCE TO EVALUATE SOCIAL SERVICE FUNDING FOR FUTURE BUDGETS - COUNCILMEMBER BREDEFELD

1. DESIGNATE THE HUMAN RELATIONS COMMISSION AS THE SOCIAL SERVICE FUNDING REVIEW BOARD - COUNCILMEMBER PEREA

Councilmember Bredefeld briefly reviewed the issue and need for a City appointed committee to evaluate funding for greater accountability, and made a motion to form a voluntary citizen's task force comprised of two appointees from each Councilmember, which motion was seconded and later acted upon. President Steitz left the meeting at 11:51 a.m.

Speaking to the issue were: Kathleen McIntyre, Human Services Coalition, who submitted written material outlining a process for funding, a copy of which is on file in the office of the City Clerk, and who stated her support for the Human Relations Commission (HRC) as the review board; and Elaine Bernard, Councilmember Bredefeld's appointee to the HRC, support for the HRC as the review board.

Councilmember Bredefeld stated the task force would have to be comprised of people who had no interest in social service organizations and clarified his intent was to appoint members who were familiar with the social services arena adding not everyone on the HRC was familiar with that arena as they were appointed to the HRC for a different purpose. Ms. Bernard briefly responded to comments and questions.

Councilmember Ronquillo stated he supported designating the HRC noting he could relay his philosophical position and priorities to his appointees, and added his emphasis would be funding for youth organizations. Councilmember Perea stated a system was already in place and he would be supporting the HRC advising they had been in charge of the process some years back. Councilmember Boyajian stated his support for a City commission with control of City dollars, and concurred with Councilmember Bredefeld that the HRC was appointed for a certain purpose and that people with no interest in organizations needed to be appointed.

Brief discussion ensued. Rev. Roger Minassian commented on the issue and on the importance of appointing those with no personal interest in the existing organizations.

Acting President Mathys stated his HRC appointees was capable of the task and he would support Councilmember Perea. Ms. McIntyre responded to questions of Councilmember Quintero on the former and current funding processes, with Councilmember Quintero stating he would be supportive of the Human Services Coalition's recommendation.

Acting President Mathys withdrew his second to the motion, which motion was then seconded by Councilmember Boyajian.

A motion of Councilmember Bredefeld, seconded by Councilmember Boyajian, to establish a voluntary citizen's task force comprised of two appointees of each Councilmember failed, by the following vote:

Ayes	:	Boyajian, Bredefeld, Quintero
Noes	:	Mathys, Perea, Ronquillo
Absent	:	Steitz

Councilmember Perea made a motion to designate the HRC as the review board, which motion was seconded and acted upon after brief discussion. Councilmember Bredefeld expressed his concern with the motion stating this would be moving in the wrong direction, stressed the issues were very different, and commented on the need to be careful with potential conflicts of interest that may exist with redirecting the HRC to now be responsible for overseeing \$600,000 emphasizing this was not their role. Brief discussion ensued on dealing with potential conflicts with City Attorney Montoy responding to questions.

On motion of Councilmember Perea, seconded by Councilmember Ronquillo, duly carried, RESOLVED, the Human Relations Commission designated as the Social Service Funding Review Board, by the following vote:

Ayes : Mathys, Perea, Quintero, Ronquillo
Noes : Boyajian, Bredefeld
Absent : Steitz

(6 - 0) Brief discussion ensued on potential conflicts with Ms. Montoy stating she would issue a legal opinion on the various questions.

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(10:00 A.M.) WORKSHOP RELATING TO SELLAND ARENA EXPANSION - COUNCILMEMBER PEREA

Councilmember Perea stated his reason for scheduling the issue was to determine if Council wanted to seek funding to renovate the Selland Arena. President Steitz returned to the meeting at 12:30 p.m.

City Architect Robertson gave a brief overview of the design aspects of the Selland Arena.

Councilmember Ronquillo requested staff report back with cost estimates to upgrade the facility and then determine recommended funding. Convention Center Director Valdez advised whether or not the arena was remodeled, issues such as parking and upgrading the old exhibit hall needed to also be addressed, and advised an outside consultant would have to be brought in and requested direction.

City Manager Reid stated recommendations of the CSL report on the arena were agreed to; noted the first priority of the original plan called for upgrading the exhibit hall to a ballroom-type facility and questioned if that should be continue to be the priority or now focus on upgrading the entire facility; and advised the arena was being focused upon as the primary funding mechanism for the downtown stadium and explained

Upon question of President Steitz, Councilmember Perea stated in order to remain competitive Council needed to have cost estimates on all options to make a decision. Brief discussion ensued on the cost for a full-blown study with Mr. Reid responding. Councilmember Boyajian stated the arena needed to be expanded and questioned the feasibility of partnering with corporations or businesses.

Councilmember Perea directed staff report back on the cost for a study and the issue was set for August 17th at 3:00 p.m.

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LUNCH RECESS - 12:48 P.M. - 2:16 P.M. Councilmembers Bredefeld, Quintero and Ronquillo arrived later.

(1A-1) REJECT LOW BID, AND AWARD A CONTRACT TO FURNISH AND INSTALL THREE EMERGENCY GENERATORS

Mr. Siefert stated he had talked with staff and his questions had been answered.

On motion of Acting President Mathys, seconded by Councilmember Perea, duly carried, **RESOLVED**, Energy Systems determined to be non-responsive to the specifications, and a contract hereby awarded to Quinn Engine Systems in the amount of \$70,436.98 to furnish and install three emergency generators, by the following vote:

134-40

7/27/99

Ayes : Boyajian, Mathys, Perea, Steitz

Noes : None
Absent : Bredefeld, Quintero, Ronquillo

- - - -

Councilmembers Bredefeld, Quintero and Ronquillo arrived at 2:17 p.m.

(1A-10) RESOLUTION NO. 99-224 - AUTHORIZING THE CITY MANAGER TO ENTER INTO AND EXECUTE CERTAIN GRANT AGREEMENTS ON BEHALF OF THE CITY OF FRESNO

City Manager Reid responded to questions of Councilmember Ronquillo relative to the type of grant agreements that would be affected.

On motion of Councilmember Ronquillo, seconded by Acting President Mathys, duly carried, RESOLVED, the above entitled Resolution No. 99-224 hereby adopted, by the following vote:

Ayes : Boyajian, Bredefeld, Mathys, Perea, Quintero, Ronquillo, Steitz
Noes : None
Absent : None

- - - -

UNSCHEDULED ORAL COMMUNICATIONS:

APPEARANCE BY DAVID WELLS, ELECTRIC VEHICLES OF AMERICA, SUBMITTING A LETTER TO THE CITY MANAGER AND COUNCIL FROM AMERICAN CARRIER EQUIPMENT, INC., RELATIVE TO PURPOSE OF THEIR BUSINESS

Letter submitted.

- - - -

CLOSED SESSION:

(A) CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - GOVERNMENT CODE SECTION 54956.9, SUBDIVISION (a) - CASE NAMES:

1. VICTORIA ANDERSON V. CITY OF FRESNO, ET AL
2. RIVER PARK PROPERTIES V. CITY OF FRESNO AND CITY OF CLOVIS; ROBERT J. ROSATI V. CITY OF FRESNO AND CITY OF CLOVIS
3. FLOYD WHITE V. CITY OF FRESNO
4. SHERRY LONG V. CITY OF FRESNO - CLAIM #397-5212
5. GILBERT MURRIETTA V. CITY OF FRESNO - CLAIM #392-5373, 397-5153, 398-0037
6. EARL REMILY V. CITY OF FRESNO - CLAIM #395-5170, 397-203
7. PAUL TYMN V. CITY OF FRESNO
8. YOLANDA MORALES V. CITY OF FRESNO

9. GRIFFITH V. SANTA CRUZ, ET AL, AMICUS CURIAE

10. CIVIC CENTER SQUARE, INC. V. CITY OF FRESNO, SUP. CT. #612624-7; CITY OF FRESNO V. CIVIC CENTER SQUARE, INC., ET AL., SUP. CT. #612629-6; CITY OF FRESNO V. GORDON WEBSTER, ET AL., SUP. CT. #612630-4; AND CITY OF FRESNO V. CIVIC CENTER SQUARE, INC., SUP. CT. #612631-2

(B) CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION - GOVERNMENT CODE SECTION 54956.9, SUBDIVISION (b) - SIGNIFICANT EXPOSURE TO LITIGATION: COUNTY OF FRESNO V. CITY OF FRESNO

(C) CONFERENCE WITH REAL PROPERTY NEGOTIATOR - GOVERNMENT CODE SECTION 54956.8 - PROPERTY: LEASE AGREEMENT WITH FRESNO COUNTY RELATING TO VAN NESS AVENUE AND INYO STREET SPIRAL PARKING GARAGE - NEGOTIATING PARTIES: JEFFREY REID, ROBERT QUESADA, CITY NEGOTIATORS; JOHN WEISNER, COUNTY NEGOTIATOR; UNDER NEGOTIATION: INSTRUCTIONS TO NEGOTIATORS CONCERNING PRICE, TERMS OF PAYMENT, AND OTHER LEASE TERMS AND CONDITIONS

The Council met in closed session in Room 2125 at the hour of 2:28 p.m. to consider the above issues and reconvened in regular open session at 3:38 p.m.

CLOSED SESSION ANNOUNCEMENT

City Attorney Montoy announced in the matter of **A-9**, Griffith v. Santa Cruz, et al., the Council voted 5-0, with Councilmembers Mathys and Bredefeld absent, to join the amicus effort.

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(3:00 P.M.) DISCUSSION REGARDING THE RESTRICTION OR CESSATION OF ANY FURTHER DEVELOPMENT IN THE URBAN RESERVE AREA IN NORTH FRESNO AND THE AMENDING OF THE WOODWARD PARK COMMUNITY PLAN - COUNCILMEMBER BREDEFELD

1. DIRECT CITY MANAGER TO RETURN WITH DOCUMENTS TO INITIATE A PLAN AMENDMENT TO THE WOODWARD PARK COMMUNITY PLAN, NECESSARY APPROPRIATION RESOLUTIONS TO IMPLEMENT THE PLAN AMENDMENT, AND DOCUMENTS FOR ACTION RELATING TO A MORATORIUM ON FURTHER DEVELOPMENT IN THE URBAN RESERVE AREA IN NORTH FRESNO

Councilmember Bredefeld advised he scheduled the issue as he thought this was the direction Council wanted to move toward; noted there had been a lot of talk about controlling development and managing growth; commented on the Cambridge project which was before Council recently; stated he felt there had only been lip service in terms of how Fresno was growing and plans for future growth; and emphasized this was a serious issue with real problems existing in the area which needed to be dealt with. Upon request, Development Director Solis displayed a map showing vacant land in the city and unincorporated areas, **(7 - 0)** and responded to questions relative to timeline on the general plan.

Councilmember Bredefeld noted he struggled with whether or not to proceed with the issue; emphasized he believed this was the proper course to take despite the lack of Council support at this time; clarified in the interest

of fairness those in the pipeline should be allowed to proceed with their projects; and made a motion to direct the City Manager to return with documents to initiate and pay for a plan amendment relative to a potential moratorium on development in the urban reserve for one year, which was seconded by Councilmember Boyajian and later amended.

Brief discussion ensued on standards for a moratorium, ability to restrict new applications, and timeline on the plan amendment process, with City Attorney Montoy and Mr. Solis clarifying issues and responding to questions.

Upon clarification of Mr. Solis, Councilmember Bredefeld amended his motion to direct staff to prepare and bring back appropriate documents to reverse Plan Amendment No. A-95-11 which would revert to the plan in place prior to approval of P.A. A-95-11 in 1995.

Speaking in opposition to the motion and requesting issues be dealt with during the General Plan were: Jeff Harris, Building Industry Association, 8389 N. Sierra Vista; George Murphey, 3814 W. Fir, President, Fresno Association of Realtors; Phil Larson, 12886 W. North, Kerman, representing the Farm Bureau; Dirk Poeschel, 2310 Tulare Street; Greg Kirkpatrick, American Farmland Trust Field Representative, 1002 W. Main; and Eric Johnson, Fresno Chamber of Commerce.

Barbara Hunt, 944 “F” Street, spoke in support of the motion.

Continuing in opposition were: James McKelvey, Attorney, 1690 W. Shaw; Terry Tuell, 302 W. Fallbrook #105, representing the construction workers, who also submitted a survey on number of construction employees in the city, a copy of which is on file in the office of the City Clerk; Larry Willey, 5502 W. Mission; Robert Wood, President, Building Industry Association, 1368 W. Herndon (**8 - 0**); and Richard Machado, President, Economic Development Corp., 2344 Tulare Street.

Upon call, no one else wished to be heard and President Steitz closed the public testimony portion of the issue.

Lengthy discussion ensued with Councilmembers commenting on the issue and stating their positions. Acting President Mathys made a motion to postpone the issue to deal with it during the update of the General Plan, which was seconded by Councilmember Ronquillo and acted upon after additional brief discussion.

Councilmember Bredefeld expressed disappointment with the attacks on his comments by those who disagreed with him, (**9 - 0**) stated there were a lot of talkers but no “doers”, emphasized everyone needed to do more than just talk, and expressed hope the dialog just held would move the issue in a positive direction.

Mr. Solis responded to questions of Councilmember Ronquillo relative to the General Plan and timeline. Councilmember Ronquillo stated without a plan the issue could not be looked at properly, stated boundaries needed to be set to slow growth without picking on one specific area, if that was what Council wanted to do, and added Council needed to be business-wise and withdrew his second to the motion to postpone the issue and deal with it with the General Plan update. Acting President Mathys withdrew his motion and a new motion was made.

On motion of Councilmember Perea, seconded by Councilmember Ronquillo, duly carried, RESOLVED, the issue of development in the Urban Reserve Area in north Fresno postponed indefinitely, by the following vote:

Noes : Boyajian, Bredefeld
Absent : None

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RECESS - 5:37 P.M. - 5:47 P.M.

(5I - 4:30 P.M.) DISCUSSION AND ACTION REGARDING APPROPRIATIONS IN THE PARKS DEPARTMENT BUDGET OR IN ANY OTHER BUDGET LINE ITEM FOR LANDSCAPE MAINTENANCE SERVICES - COUNCILMEMBER PEREA

- 1.** ACTION REGARDING TREE FRESNO LANDSCAPE MAINTENANCE AGREEMENT, EXTENSION OF SERVICES BY TREE FRESNO TO OTHER AREAS OF THE CITY BY AMENDMENT TO AGREEMENT
- 2.** ACTION TO LIMIT THE APPROPRIATION/EXPENDITURE OF MONIES APPROPRIATED FOR LANDSCAPE MAINTENANCE PURPOSES INCLUDING, IF NECESSARY, AN AMENDMENT TO APPROPRIATIONS LINE ITEM FOR LANDSCAPE MAINTENANCE SERVICES SCHEDULED TO TAKE EFFECT 8/1/99, OR ANY OTHER BUDGET-RELATED ACTION BY AMENDMENT OR APPROPRIATIONS
- 3.** ACTION TO DESIGNATE RECIPIENT OF MONIES APPROPRIATED FOR LANDSCAPE MAINTENANCE PURPOSES, I.E. TREE FRESNO, CITY OF FRESNO FORCES, OR PARTY AWARDED CONTRACT FOLLOWING A REQUEST FOR PROPOSAL (RFP) PROCESS

Councilmember Perea reviewed the background of the issue; emphasized there was no argument against the good work of Tree Fresno in this community but he felt the City was moving towards privatization of the Parks Division; stated it was a mistake for the City to engage in an effort to change the mission of Tree Fresno from a private, non-profit volunteer organization to become, in essence, another City department and explained; noted the issue would boil down to a philosophical opinion and he did not believe there should be a trade-off for a clean green city on the backs of the working poor of this community, and made a motion to allocate the \$378,600 being held in abeyance to the Parks Division with strong direction to management staff to get the job done, which motion was seconded and acted upon after extensive discussion.

Speaking in support or opposition to the motion were: Alex Correa, representing City workers, support; Sally Tannenbaum, President, Tree Fresno, 8472 N. Ridgeview, opposed; Randy Ghan, Executive Secretary-Treasurer, Central Labor Council, support; Jerry Bird, 835 E. Ashcroft, opposed; Gene Zimmerman, FCEA, support; Susan Stiltz, Executive Director, Tree Fresno, 5370 N. Chestnut, opposed; Barbara Hunt, 944 "F" Street, support; and Michelle Sykes, 10250 N. Westshore Dr., opposed.

City Manager Reid concurred the issue was one of philosophical approaches, and stated he believed the pilot program with Tree Fresno was successful and the proposal for this fiscal year was a win-win situation for the community and would allow city workforces to be moved to existing neighborhoods and parks.

Councilmember Ronquillo noted everyone was interested in beautifying the city; commented on the issue and on privatization; **(10 - 0)** and stated his support for city employees doing the work and for the motion.

Councilmember Bredefeld relative to number of positions eliminated, if that was a direct result of the contract with Tree Fresno, and work cost comparisons. Councilmember Bredefeld stated he had no doubt city employees could be competitive; stated he was not as troubled with the elimination of vacant positions and explained; and emphasized it was also important for the City to get the most for their dollar.

On motion of Councilmember Bredefeld, seconded by Councilmember Ronquillo, duly carried, RESOLVED, public testimony hereby reopened, by the following vote:

Ayes	:	Boyajian, Bredefeld, Mathys, Perea, Quintero, Ronquillo, Steitz
Noes	:	None
Absent	:	None

Mr. Correa clarified the issues of no lay-offs and elimination of vacant positions; and Ms. Hunt spoke briefly to the issue.

On motion of Acting President Mathys, seconded by Councilmember Ronquillo, duly carried, RESOLVED, public testimony hereby closed, by the following vote:

Ayes	:	Boyajian, Bredefeld, Mathys, Perea, Quintero, Ronquillo, Steitz
Noes	:	None
Absent	:	None

Councilmember Bredefeld stated no one was being laid off or eliminated and he would support Tree Fresno as they had done an outstanding job and deserved to proceed. Councilmember Quintero commented on problems encountered in landscaping Ventura/Kings and the pilot program to repair problems, and stated he would not support additional funding for Tree Fresno. Councilmember Perea emphasized this was a fundamental issue about people and he would not accept beautifying the community on the backs of working men and women who did not receive benefits.

A motion of Councilmember Perea, seconded by Councilmember Ronquillo, to appropriate the \$378,000 being held in abeyance to the City Parks Division to provide landscape maintenance services failed, due to the requirement for a super-majority vote, by the following vote:

Ayes	:	Mathys, Perea, Quintero, Ronquillo
Noes	:	Boyajian, Bredefeld, Steitz
Absent	:	None

- - - -

(5A) PROPOSED APPOINTMENT OF TWO (2) COUNCILMEMBERS TO THE INFILL REVITALIZATION COMMITTEE - PRESIDENT STEITZ

President Steitz made a motion to appoint Councilmembers Perea and Boyajian to the committee and Councilmember Ronquillo stated he was also interested in serving. Relative to the title specifying two appointments, City Attorney Montoy stated three could be appointed this date and recommended ratification of the three on August 17th.

Councilmembers Perea, Boyajian and Ronquillo appointed to the Infill Revitalization Committee, with ratification set for August 17th, by the following vote:

Ayes	:	Boyajian, Bredefeld, Mathys, Perea, Quintero, Ronquillo, Steitz
Noes	:	None
Absent	:	None

- - - -

(5B) APPOINT THREE (3) COUNCILMEMBERS TO THE SOCIAL SERVICES FUNDING COMMITTEE - PRESIDENT STEITZ

President Steitz clarified this committee would deal with the recommendations that came back from the County for this fiscal year and the Human Relations Commission would review the applications next year as acted upon earlier. Councilmember Ronquillo stated he was interested in serving and brief discussion ensued.

On motion of President Steitz, seconded by Councilmember Boyajian, duly carried, RESOLVED, Councilmembers Ronquillo, Bredefeld and Boyajian appointed to the Social Services Funding Committee, by the following vote:

Ayes	:	Boyajian, Bredefeld, Mathys, Quintero, Ronquillo, Steitz
Noes	:	Perea
Absent	:	None

Councilmember Perea stated he felt the recommendations of the County committee should stand.

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(5C) RESOLUTION NO. 99-227 - SUPPORTING LEGISLATION THAT WOULD EXTEND \$5.8 MILLION FOR AN AMTRAK STATION IN FRESNO - PRESIDENT STEITZ

Briefly review by President Steitz who stated this would be a dual track, and as recommended by the City Manager, the MOU termination date would be extended to September 15th as requested by Fresno County.

On motion of President Steitz, seconded by Councilmember Ronquillo, duly carried, RESOLVED, the above entitled Resolution No. 99-227 hereby adopted, by the following vote:

Ayes	:	Boyajian, Bredefeld, Perea, Quintero, Ronquillo, Steitz
Noes	:	Mathys
Absent	:	None

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Councilmember Boyajian briefly left the meeting at 7:04 p.m.

ACT” INITIATIVE AND LEGISLATION - PRESIDENT STEITZ
(**RECONSIDERED LATER*)

Briefly reviewed by President Steitz who noted Council was being asked to take a position on the issue by the group that was supporting the initiative. City Manager Reid responded to questions of Councilmember Ronquillo relative to the difference between the initiative and what the City was now doing.

On motion of Acting President Mathys, seconded by President Steitz, duly carried, RESOLVED, the above entitled Resolution No. 99-228 hereby adopted, by the following vote:

Ayes	:	Bredefeld, Mathys, Quintero, Ronquillo, Steitz
Noes	:	Perea
Absent	:	Boyajian

- - - -

(5E) APPROVE PREPARATION OF APPROPRIATE DOCUMENTS FOR A CHARTER AMENDMENT TO ALLOW EACH COUNCIL DISTRICT TO HAVE TWO PERMANENT POSITIONS - COUNCILMEMBER RONQUILLO

Briefly reviewed by Councilmember Ronquillo who stated it was hard to retain staff with no benefits, noted this would be voluntary on Council’s part and there would be no increase in funding, and made a motion to direct the City Attorney as outlined. Councilmember Boyajian returned to the meeting at 7:06 p.m. City Manager Reid stated staff, if asked, could have designed a system for two staff persons with benefits and explained. Councilmember Ronquillo **(11 - 0)** stated it was important Council had staff that would be loyal to Council only and who could not be held hostage to the City Manager’s ability to fire and explained, with Mr. Reid responding the basis for this issue had nothing to do with ensuring benefits for employees.

On motion of Councilmember Ronquillo, seconded by Councilmember Bredefeld, duly carried, RESOLVED, the City Attorney directed to prepare and return with a Charter amendment to allow each Council District to have two permanent positions, by the following vote:

Ayes	:	Boyajian, Bredefeld, Perea, Ronquillo
Noes	:	Mathys, Quintero, Steitz
Absent	:	None

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MOTION TO RECONSIDER ITEM “5D” - COUNCILMEMBER QUINTERO

On motion of Councilmember Quintero, seconded by Councilmember Bredefeld, duly carried, RESOLVED, **Item 5D** brought back for reconsideration, by the following vote:

Ayes	:	Boyajian, Bredefeld, Mathys, Perea, Quintero, Ronquillo, Steitz
Noes	:	None
Absent	:	None

(5D) RESOLUTION NO. 99-228 - SUPPORTING “THE FAIR COMPETITION AND TAXPAYERS SAVINGS ACT” INITIATIVE AND LEGISLATION - PRESIDENT STEITZ
(*CONTINUED FROM EARLIER)

On motion of Acting President Mathys, seconded by President Steitz, duly carried, RESOLVED, the above entitled Resolution No. 99-228 hereby adopted, by the following vote:

Ayes	:	Boyajian, Bredefeld, Mathys, Steitz
Noes	:	Perea, Quintero, Ronquillo
Absent	:	None

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(5F) RESOLUTION NO. 99-229 - AUTHORIZING THE PARKS, RECREATION AND COMMUNITY SERVICES DEPARTMENT DIRECTOR TO ACCEPT DONATION OF KIOSKS AND INSTALLATION THEREOF FROM, AND ENTER INTO AND SIGN AN ADVERTISING AGREEMENT WITH, THE DOWNTOWN ASSOCIATION - COUNCILMEMBER RONQUILLO

On motion of Councilmember Ronquillo, seconded by Councilmember Boyajian, duly carried, RESOLVED, the above entitled Resolution No. 99-229 hereby adopted, by the following vote:

Ayes	:	Boyajian, Bredefeld, Mathys, Perea, Quintero, Ronquillo. Steitz
Noes	:	None
Absent	:	None

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(5G) APPROVE EXTENSION OF 1999 FRESNO FALCONS LICENSE AGREEMENT FOR ONE (1) YEAR OR APPROVE A THREE (3) YEAR LEASE AGREEMENT WITH PERFORMANCE CRITERIA - COUNCILMEMBER PEREA

Councilmember Perea directed the issue be laid over to August 17th at a time certain. Brief discussion ensued and the matter was set for August 17th at 10:00 a.m..

On motion of Acting President Mathys, seconded by Councilmember Perea, duly carried, RESOLVED, discussion on the downtown multipurpose stadium set for August 17th at 10:00 a.m. by Acting President Mathys removed from the agenda, and staff directed to reschedule the same issue when the stadium item is scheduled, by the following vote:

Ayes	:	Boyajian, Bredefeld, Mathys, Perea, Quintero, Ronquillo. Steitz
Noes	:	None
Absent	:	None

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(5H) *RESOLUTION NO. 99-230 - 8TH AMENDMENT TO AAR 99-181 APPROPRIATING \$8,000 OF DISTRICT 2'S GENERAL INFRASTRUCTURE BUDGET TO FUND A NON-INFRASTRUCTURE RELATED PROJECT: HOUSE OF HOPE FOR YOUTH - ACTING PRESIDENT MATHYS

On motion of Acting President Mathys, seconded by Councilmember Boyajian, duly carried, RESOLVED, the above entitled Resolution No. 99-230 hereby adopted, by the following vote:

Ayes	:	Boyajian, Bredefeld, Mathys, Perea, Quintero, Ronquillo. Steitz
Noes	:	None
Absent	:	None

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ADJOURNMENT

There being no further business to bring before the Council, the hour of 7:17 p.m. having arrived and hearing no objections, President Steitz declared the meeting adjourned.

Dated this _____ day of _____, 1999.

_____	ATTEST: _____
Ken Steitz, Council President	Yolanda Salazar, Assistant City Clerk